

SENATE BILL 245

D1

2lr0070

By: **Chair, Judicial Proceedings Committee (By Request – Departmental – Juvenile Services)**

Introduced and read first time: January 25, 2012

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Law – Disposition – Committed Programs**

3 FOR the purpose of repealing a provision authorizing the juvenile court to designate
4 the type of facility where a certain child is to be accommodated; requiring the
5 Department of Juvenile Services to notify certain individuals if a child's
6 residential placement is changed; authorizing the juvenile court to conduct a
7 certain hearing; and generally relating to juvenile law.

8 BY repealing and reenacting, without amendments,
9 Article – Courts and Judicial Proceedings
10 Section 3–8A–19(d)(1)(i)
11 Annotated Code of Maryland
12 (2006 Replacement Volume and 2011 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Courts and Judicial Proceedings
15 Section 3–8A–19(d)(1)(ii)
16 Annotated Code of Maryland
17 (2006 Replacement Volume and 2011 Supplement)

18 BY adding to
19 Article – Courts and Judicial Proceedings
20 Section 3–8A–19(l)
21 Annotated Code of Maryland
22 (2006 Replacement Volume and 2011 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
24 MARYLAND, That the Laws of Maryland read as follows:

25 **Article – Courts and Judicial Proceedings**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 3-8A-19.

2 (d) (1) In making a disposition on a petition under this subtitle, the court
3 may:

4 (i) Place the child on probation or under supervision in his own
5 home or in the custody or under the guardianship of a relative or other fit person,
6 upon terms the court deems appropriate, including community detention;

7 (ii) Subject to the provisions of paragraph (2) of this subsection,
8 commit the child to the custody or under the guardianship of the Department of
9 Juvenile Services, the Department of Health and Mental Hygiene, or a public or
10 licensed private agency on terms that the court considers appropriate to meet the
11 priorities set forth in § 3-8A-02 of this subtitle[, including designation of the type of
12 facility where the child is to be accommodated,] until custody or guardianship is
13 terminated with approval of the court or as required under § 3-8A-24 of this subtitle;

14 **(L) (1) IF THE CHILD'S RESIDENTIAL PLACEMENT IS CHANGED AT**
15 **ANY TIME AFTER THE COMMITMENT OF THE CHILD TO THE DEPARTMENT OF**
16 **JUVENILE SERVICES UNDER THIS SECTION, THE DEPARTMENT SHALL NOTIFY**
17 **THE COURT, THE CHILD'S COUNSEL, AND THE CHILD'S PARENT OR GUARDIAN**
18 **WITHIN 7 DAYS.**

19 **(2) THE COURT MAY CONDUCT A HEARING AT ANY TIME FOR THE**
20 **PURPOSE OF REVIEWING THE COMMITMENT ORDER.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2012.